IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMARY SUIT NO. 2782 OF 2003

Deepak Himmatlal shah .....**Plffs.**
vs.
Rushi Construction Co.
and Ors. .....**Defnds.**

Ms. Sheeta Tambe i/by. Manoj Bhatt
for the plaintiffs.

None for the defendants.

CORAM: S.U. KAMDAR, J.

DATE : 27th February, 2006.

P.C. :.

1. The present suit is filed on a bill of exchange of sum of Rs.46,43,125/- on the principal amount of Rs. 25 lacs and interest thereon.

2. The defendants are served. Affidavit of service dated 17.3.2004 is taken on record. The plaintiff has also tendered the original compilation of documents which is taken on record and marked Exhibit-A collectively. Inspite of service none appears for the defendants nor any vakalatnama is filed.

3. In that light of the matter there shall be decree in favour of the plaintiffs and against the defendants for sum of Rs.46,43,125/- with further interest at the rate of 18% p.a. on the principal amount of Rs. 25 lacs from the date of the suit

till payment and/or realisation. Suit decreed accordingly. Refund of court fees as per rules.

4. Suit as well as Summons for Judgment disposed off accordingly.

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